

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

BLACK LOVE RESISTS IN THE RUST by and through its Co-Directors Natasha Soto and Shaketa Redden and on behalf of its members; DORETHEA FRANKLIN; TANIQUA SIMMONS; DE'JON HALL; JOSEPH BONDS; CHARLES PALMER; SHIRLEY SARMIENTO; EBONY YELDON; and JANE DOE, individually and on behalf of a class of all others similarly situated;

Plaintiffs,

v.

Civil No.: 1:18-cv-00719-CCR

CITY OF BUFFALO, NY; BYRON B. BROWN, Mayor of the City of Buffalo, in his individual and official capacities; BYRON C. LOCKWOOD, Commissioner of the Buffalo Police Department, in his individual and official capacities; DANIEL DERENDA, former Commissioner of the Buffalo Police Department, in his individual capacity; AARON YOUNG, KEVIN BRINKWORTH, PHILIP SERAFINI, ROBBIN THOMAS, UNKNOWN SUPERVISORY PERSONNEL 1-10, UNKNOWN OFFICERS 1-20, each officers of the Buffalo Police Department, in their individual capacities.

Defendants.

**STIPULATED MOTION FOR ADJOURNMENT
OF DEADLINES IN CASE MANAGEMENT ORDER**

The Parties respectfully move to amend the scheduling order to extend the fact discovery deadline by approximately two weeks and the motion to compel deadline by approximately three weeks. The proposed schedule is as follows:

Deadline	Current Date	Modified Date
Completion of fact discovery	March 21, 2024	April 4, 2024
Motion to compel discovery	April 3, 2024	April 26, 2024

In support of this motion, the Parties state as follows:

1. Under the present schedule, the deadline for the completion of fact discovery is March 21, 2024. The deadline for any accompanying motion to compel is April 3, 2024.

2. Since the Parties' last extension motion, the Parties have completed depositions. On March 14, 2024, the parties concluded the final deposition in this matter—the remaining 30(b)(6) deposition of BPD Commissioner Joseph Gramaglia.

3. Additionally, the Parties have continued to work together to resolve disputes over discovery. Of note, the Parties have resolved all disputes regarding Defendants' Amended Responses to Plaintiffs' Requests for Admission and have executed a Stipulation of Fact regarding City traffic data and records in lieu of further 30(b)(6) testimony.

4. The Parties have continued to exchange paper discovery.

5. Defendants are working to produce body camera footage, statements, and IAD files associated with cases reflected in the updated IAPro spreadsheets, which were requested by Plaintiffs. Due to the size of these files and the amount of time it takes to process them, Defendants require additional time to produce these materials.

6. On March 18, 2024, Plaintiffs requested a number of additional records purportedly arising out of the Commissioner's testimony. Defendants are working to identify

and produce information responsive to Plaintiffs' recent requests; however, due to the breadth of these requests, Defendants require additional time to respond.

7. The Parties are working together to complete discovery as efficiently and expeditiously as possible. The Parties continue to make significant progress towards completion; however, due to the complex nature of the claims and defenses and the time necessary to produce the requested voluminous records, Defendants require additional time to complete fact discovery.

8. Accordingly, the Parties respectfully request the modifications to the case management order as set forth in the table above.

9. The Parties thank the Court in advance for its consideration of this request.

Dated: Buffalo, New York
March 21, 2024

/s/ Cheyenne N. Freely

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CERTIFICATE OF SERVICE

I hereby certify that on March 21, 2024, the above Stipulated Motion for Adjournment of Discovery Deadlines was filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure, and/or the Western District's Local Rules, and/or the Western District's Case Filing Rules & Instructions upon all counsel registered through the ECF System.

/s/ Cheyenne N. Freely